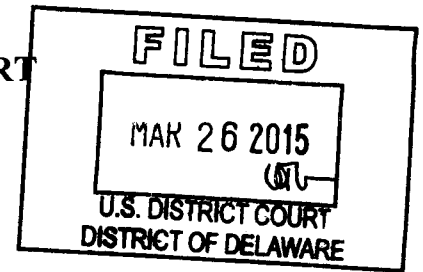


(Del. Rev. 11/14) Pro Se Prisoner Civil Rights Complaint

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

WARDLE L. GILES

PLAINTIFF



(In the space above enter the full name(s) of the plaintiff(s).)

Civ. Action No. 15-268
(To be assigned by Clerk's
Office)

-against-

PROBATION OFFICER JUSTIN K. KING, COMPLAINT

COMMISSIONER OF CORRECTIONS & (Pro Se Prisoner)

FEMALE OFFICER WHO ASSIGNED

Jury Demand?

ME TO PROBATION OFFICER KING ET AL

☒ Yes

☐ No

(In the space above enter the full name(s) of the defendant(s).

If you cannot fit the names of all of the defendants in the
space provided, please write "see attached" in the space
above and attach an additional sheet of paper with the full list
of names. The names listed in the above caption must be
identical to those contained in Section IV. Do not include
addresses here.)

NOTICE

Federal Rule of Civil Procedure 5.2 addresses the privacy and security concerns resulting from public access to electronic court files. Under this rule, papers filed with the court should *not* contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include *only*: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

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I. COMPLAINT

Indicate below the federal legal basis for your claim, if known. This form is designed primarily for pro se prisoners challenging the constitutionality of their conditions of confinement, claims which are often brought under 42 U.S.C. § 1983 (against state, county, or municipal defendants) or in a "Bivens" action (against federal defendants).

Check one:

- ☒ 42 U.S.C. § 1983 (state, county, or municipal defendants)
- ☐ Action under *Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971) (federal defendants)

II. PLAINTIFF INFORMATION

GILES WARDELL L
Name (Last, First, MI) Aliases

00169355
Prisoner ID #

HOWARD R YOUNG CORRECTIONAL INSTITUTE
Place of Detention

1301 E. 12TH STREET
Institutional Address

NEW CASTLE COUNTY
WILMINGTON DELAWARE 19801
County, City State Zip Code

III. PRISONER STATUS

Indicate whether you are a prisoner or other confined person as follows:

- ☒ Pretrial detainee WAITING FOR VIOLATION OF PROBATION HEARING
- ☐ Civilly committed detainee
- ☐ Immigration detainee
- ☒ Convicted and sentenced state prisoner ~~CONVICTED AND SENTENCED STATE PRISONER~~
- ☐ Convicted and sentenced federal prisoner

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IV. DEFENDANT(S) INFORMATION

Please list the following information for each defendant. If the correct information is not provided, it could result in the delay or prevention of service. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant 1:

KING JUSTIN

Name (Last, First)

PROBATION OFFICER

Current Job Title

0054 GEORGETOWN PROBATION & PAROLE
22455 DUPONT BLVD

Current Work Address

GEORGETOWN DELAWARE 19947

County, City

State

Zip Code

Defendant 2:

(?) ROBERT COUPE

Name (Last, First)

COMMISSIONER OF CORRECTIONS

Current Job Title

?

Current Work Address

?

County, City

State

Zip Code

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Defendant(s) Continued

Defendant 3: ? PROBATION LADY OR SECRETARY WHO
Name (Last, First) SIGNED ME UP FOR PROBATION

WILL DETERMINE LATER
Current Job Title

Current Work Address

GEORGETOWN DELAWARE 19947
County, City State Zip Code

Defendant 4: _____
Name (Last, First)

Current Job Title

Current Work Address

County, City State Zip Code

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V. STATEMENT OF CLAIM

Place(s) of
occurrence:

PROBATION & PAROLE OFFICE GEORGETOWN DE

Date(s) of occurrence: ON OR AROUND 12/8/2014

State which of your federal constitutional or federal statutory rights have been violated:

1ST 4TH 5TH 6TH 8TH AND 14TH Among
OTHERS

State here briefly the FACTS that support your case. Describe how each defendant was personally involved in the alleged wrongful actions, state whether you were physically injured as a result of those actions, and if so, state your injury and what medical attention was provided to you.

FACTS:

What
happened to
you?

I WAS RETALIATED AGAINST BY THE
DEPARTMENT OF CORRECTIONS FOR PRIOR
CIVIL LITIGATION E.G GILES V. CAMPBELL.
I WAS GIVEN PROBATION BY JUDGE
STOKES ON 12/5/2014 FOR AN OLD
AGGRAVATED MENACING CHARGE.
I WENT AND SIGNED UP AND I WAS
TOLD BY OFFICER JUSTIN KING THAT
THE LADY WHO SIGNED ME UP FOR
PROBATION SIGN ME UP AS A SEX
OFFENDER. I PLAINTIFF AND MY MOTHER
ERNESTINE ONEY WHO IS A RETIRED
DOC AND PROBATION AND PAROLE OFFICER
WAS PRESENT WHEN OFFICER JUSTIN
KING SAID THIS. I AND MY MOTHER
TOLD OFFICER JUSTIN KING THAT THERE

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Who did
what?

HARD TO BE SOME KIND OF MISTAKE, OFFICER KING STATED HE WOULD LOOK INTO, AFTER PLAINTIFF AND MY MOTHER TOLD HIM THAT I HAVE NEVER BEEN ORDERED BY A JUDGE AS A SEX OFFENDER OR BEEN CONVICTED AS A SEX OFFENSE. LATER ON ANOTHER DAY OFFICER JUSTIN KING TOLD ME THAT I EITHER COMPLY WITH THE SEX OFFENDER PROBATION OR GO TO JAIL. I TOLD HIM THAT I WAS A MENTAL HEALTH PATIENT WHO WAS COURT ORDERED TO HAVE A MENTAL HEALTH EVALUATION. OFFICER KING TOLD ME SO WHAT, THAT THE ONLY EVALUATION I WAS GETTING WAS A SEX OFFENDER EVALUATION. I TOLD OFFICER KING THAT I WANTED TO GO BACK IN FRONT OF JUDGE STOKES AND HE STATED ALL THIS WAS IN JUDGE STOKES ORDER. I TOLD HIM HE WAS NOT TELLING THE TRUTH. OFFICER KING TOLD ME THAT I WAS NOT GOING TO ENJOY THE SETTLEMENT MONEY I RECEIVED FROM GILES V. CAMPBELL. I SUFFERED A GREAT DEAL BECAUSE OF THE RETALIATION AND SEX OFFENDER CLASSIFICATION

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Was anyone
else
involved?

HOW I SUFFERED WAS I ULTIMATELY
DID NOT GET MY MENTAL HEALTH
NEEDS AND MEDICATIONS, DUE
TO THE WRONGS DONE TO ME, WHICH
IT IS DOCUMENTED THAT I AM
BIPOLAR AND SUFFER ANXIETY AND
TOOK MENTAL HEALTH MEDICATION,
WHICH VIOLATED THE HIPPA.
ALSO I ENDURED MENTAL RELAPSE
DUE THAT OFFICER KING DID
THESE THINGS AND DID NOT
SIGN ME UP FOR THE MENTAL
HEALTH EVALUATION AS COURT
ORDER BY JUDGE STOKES. MY
MENTAL HEALTH MEDICATION
WELBUTRIN HELPED WITH MY
MENTAL HEALTH DIAGNOSIS AND
MY DRUG CRAVING, AND HELPED
ME MAKE BETTER DECISIONS.
I ALSO LOST JOB OPPORTUNITY
AND WAS DENIED OPPORTUNITY
TO CERTAIN PROGRAMS, BECAUSE
ALOT OF PROGRAMS BAR SEX
OFFENDERS. I AM NOT A SEX
OFFENDER AND WHAT THEY DID
TO ME WAS AND IS WRONG.
FURTHER I TOLD OFFICER KING
THAT HE AND DOC COULD NOT
JUST SENTENCE ON THEIR OWN
OR IGNORE MY REAL SENTENCE
AND OFFICER KING STATED THAT DOC
HAD A RULE THAT WOULD ALLOW THIS
AND WAS APPROVED BY THE COMMISSIONER
AND DOC. ULTIMATELY I ENDED UP IN

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PRISON ON A VIOLATION OF PROBATIONS

AS CASE LOAD TYPE SEX OFFENDER AMONG
OTHER VIOLATION, ALSO HE KNEW MY LIFE

VI. ADMINISTRATIVE PROCEDURES

WAS IN DANGER AND
DID NOT NOTIFY COURTS

WARNING: Prisoners must exhaust administrative procedures before filing an action in federal court about prison conditions. 42 U.S.C. § 1997e(a). Your case may be dismissed if you have not exhausted your administrative remedies.

Is there a grievance procedure available at your institution?

☒ Yes

☐ No

Have you filed a grievance concerning the facts relating to this complaint?

☒ Yes

☐ No

If no, explain why not:

Is the grievance process completed?

☒ Yes

☐ No

If no, explain why not:

THEY REFUSED TO EVEN ADDRESS
MY GRIEVANCE

VII. RELIEF

State briefly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

I WANT THE COURT TO PROTECT
ME FROM RETALIATION AND ANY
FURTHER DURESS I AM SUFFERING
AND MY NAME HAS BEEN
MARKED AND I'VE BEEN CLASSIFIED
A SEX OFFENDER. I WANT MONETARY
RELIEF, PUNITIVE DAMAGES AND
A HIGHLY PUBLIC APOLOGY. I WANT DAMAGES
FOR LOSS OF MARRIAGE AND JOB
OPPORTUNITY AND FOR DEFAMATION OF CHARACTER

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WITHOUT PENOLOGICAL JUSTIFICATION. I WAS ALSO
THREATENED

VIII. PRISONER'S LITIGATION HISTORY

The "three strikes rule" bars a prisoner from bringing a civil action or an appeal in forma pauperis in federal court if that prisoner has "on three or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. §1915(g).

Have you brought any other lawsuits in state or federal court while a prisoner?

☒ Yes

☐ No

If yes, how many? 2

Number each different lawsuit below and include the following:

- Name of case (including defendants' names), court, and docket number
- Nature of claim made
- How did it end? (For example, if it was dismissed, appealed, or is still pending, explain below.)

GILES v Campbell

I HON A RECEIVED MONEY
SETTLEMENT THE MONTH OF
DECEMBER 2014. THEN ALL THIS
STARTED TO OCCUR.

I WAS REPRESENTED BY
THE LAW FIRM OLA PEREZ

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IX. PLAINTIFF'S DECLARATION AND WARNING

Under Federal Rule of Civil Procedure 11, by signing below, I certify to the best of my knowledge, information, and belief that this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; and (3) complies with the requirements of Rule 11.

I agree to provide the Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Clerk's Office may result in the dismissal of my case.

Plaintiff must sign and date the complaint and provide prison identification number and prison address.

3/23/2015
Dated

Wardell Giles
Plaintiff's Signature

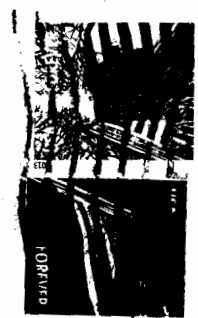
GILES WARDEN L
Printed Name (Last, First, MI)

DD169355
Prison Identification #

HOWARD R YOUNG CORRECTIONAL INSTITUTE
1301 E. 12TH STREET WILMINGTON DE 19801
Prison Address City State Zip Code

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

JIM WAKOELL GILES
SBI# 00169355 UNIT 205
HOWARD R. YOUNG CORRECTIONAL CENTER
P. O. BOX 9561
WILMINGTON, DELAWARE 19809



OFFICE OF THE CLERK
UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE
844 N. KING STREET UNIT 18
WILMINGTON DELAWARE 19801

3/24/2015

1580133570

